

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.) Cause No. 4:17-cr-00273-RLW-DDN
)
)
NAKIA PHILLIPS,)
)
Defendant.)
)

NOTICE OF ALIBI DEFENSE PURSUANT TO RULE 12.1

COMES NOW Defendant Phillips, by and through attorney Robert Herman, and pursuant to Federal Rule of Criminal Procedure, rule 12.1 advises the government that defendant intends to assert the alibi defense in that:

1. Defendant was not with the alleged victim SJ at the time, date and place of the offenses listed in the indictment.

Respectfully submitted,

SCHWARTZ, HERMAN & DAVIDSON

By: /s/ Robert Herman
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on July 25, 2017, the foregoing was filed electronically with the Clerk of the Court to be served by operation of the Court's electronic filing system to the counsel of record.

By: /s/ Robert Herman